

## Department of Defense

Contracting, 4301 Jones Bridge Road, Bethesda, MD 20814-4799—(ZD05)

MDA906

Office for the Civilian Health & Medical Program of the Uniformed Services (CHAMPUS), ATTN: Contract Management Division, Building 222, East Harlow Avenue, FAMC, Aurora, CO 80045-6900—(ZD06)

MDA907

Purchasing and Contracting Office, Menwith Hill Station, APO AE 09210—(ZD07)

MDA908

2X

Virginia Contracting Activity, ATTN: DAP, P.O. Box 46563, Washington, DC 20050-6563—(ZD50)

MDA928

Armed Forces Radiobiology, Research Institute, ATTN: Acquisition Management Office, 8901 Wisconsin Avenue, Bethesda, MD 20889-5603—(ZD28)

MDA946

Real Estate and Facilities Directorate, Washington Headquarters Services, 1155 Defense Pentagon, Room 3C345, Washington, DC 20301-1155—(ZD46)

MDA972

WS

DARPA Contract Management Office, 3701 North Fairfax Drive, Arlington, VA 22203—(ZD72)

## PART 11—ON-SITE INSPECTION AGENCY ACTIVITY NUMBERS

OSIA01

On-Site Inspection Agency, Acquisition Management, 300 West Service Road, Washington, DC 20041-0498 (ZD74)

## PART 12—BALLISTIC MISSILE DEFENSE ORGANIZATION ACTIVITY ADDRESS NUMBERS

HQ0006—SS

Ballistic Missile Defense Organization, ATTN: BMDO/DCTP, 7100 Defense Pentagon, Room 1E1019, Washington, DC 20301-7100 (ZD60)

## PART 13—DEFENSE COMMISSARY AGENCY ACTIVITY ADDRESS NUMBERS

DECA01—ZG

Defense Commissary Agency, East Service Center, ATTN: DeCA/ES-AM, Building P-11200, 38th Street & E Avenue, Fort Lee, VA 23801-6390 (ZD81)

DECA02—ZT

## Ch. II, App. G

Defense Commissary Agency, West Service Center, ATTN: DeCA/WS-AM, Building 3184, Kelly AFB, TX 78241-6290 (ZD82)

DECA03—0H

Defense Commissary Agency, North East Region, ATTN: DeCA/NE-AM, Building 2257, Fort George G. Meade, MD 20755-5220 (ZD83)

DECA04—BE

Defense Commissary Agency, Central Region, ATTN: DeCA/CE-AM, 1140 Gator Boulevard, Norfolk, VA 23521-2228 (ZD84)

DECA05—0L

Defense Commissary Agency, Southern Region, ATTN: DeCA/SO-AM, Building 835, Maxwell AFB, AL 36112-6722 (ZD85)

DECA06—0J

Defense Commissary Agency, Midwest Region, ATTN: DeCA/MW-AM, Building 3030, Kelly AFB, TX 78241-6290 (ZD86)

DECA07—0Z

Defense Commissary Agency, South West Region, ATTN: DeCA/SW-AM, Building 329, Marine Corps Air Station El Toro, Santa Ana, CA 92709-5002 (ZD87)

DECA08—0K

Defense Commissary Agency, Northwest Region, ATTN: DeCA/NW-AM, Building 9630, Fort Lewis, WA 98433-7300 (ZD88)

## PART 14—UNITED STATES SPECIAL OPERATIONS COMMAND ACTIVITY ADDRESS NUMBERS

USZA22

2U

USSOCOM Headquarters, Directorate of Procurement, 7701 Tampa Point Boulevard, MacDill AFB, FL 33621-5323—(ZA22)

USZA24

USSOCOM, 24th STS, ATTN: MS-Z, Pope AFB, NC 28308-5000—(ZA24)

USZA90

USSOCOM, JSOC, P.O. Box 70329, Fort Bragg, NC 28307-5000—(ZA90)

USZA91

USSOCOM, SOTF, ATTN: Contracting, P.O. Box 70660, Fort Bragg, NC 28307-5000—(ZA91)

USZA92

1F

USSOCOM, USASOC, ATTN: AOCO, Fort Bragg, NC 28307-5200—(ZA92)

USZA95

1A

USSOCOM, TAKO, Contracting Division, ATTN: AMSAT-D-TK, 4300 Goodfellow Boulevard, St. Louis, MO 63120—(ZA95)

USZA92

1F

US Special Operations Command—USASOC, ATTN: AOCO, Fort Bragg, NC 28307-5200—(ZA92)

USZA95

1A

US Special Operations Command—TAKO,  
Contracting Division, ATTN: AMSAT-D-  
TK, 4300 Goodfellow Boulevard, St.  
Louis, MO 63120—(ZA95)

[59 FR 27678, May 27, 1994, as amended at 60  
FR 61615, 61620, 61623, 61626-61627, Nov. 30,  
1995; 61 FR 7751, Feb. 29, 1996; 61 FR 18195,  
Apr. 24, 1996; 61 FR 50457, 50458, Sept. 26, 1996]

#### APPENDIX H—DEBARMENT AND SUSPENSION PROCEDURES

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AUTHORITY: 41 U.S.C. 421 and 48 CFR chap-  
ter 1.

#### **H-100 Scope.**

This appendix provides uniform debarment  
and suspension procedures to be followed by  
all debarring and suspending officials.

#### **H-101 Notification.**

Contractors will be notified of the proposed  
debarment or suspension in accordance with  
FAR 9.406-3 or 9.407-3. A copy of the record  
which formed the basis for the decision by  
the debarring and suspending official will be  
made available to the contractor. If there is  
a reason to withhold from the contractor  
any portion of the record, the contractor will  
be informed of what is withheld and the rea-  
sons for such withholding.

#### **H-102 Nature of proceeding.**

There are two distinct proceedings which  
may be involved in the suspension or debar-  
ment process. The first is the presentation of  
matters in opposition to the suspension or  
proposed debarment by the contractor.

The second is fact-finding which occurs  
only in cases in which the contractor's pres-  
entation of matters in opposition raises a  
genuine dispute over one or more material  
facts. In a suspension action based upon an  
indictment or in a proposed debarment ac-  
tion based upon a conviction or civil judg-  
ment, there will be no fact-finding proceeding  
concerning the matters alleged in the indict-  
ment, or the facts underlying the convic-  
tions or civil judgment. However, to the ex-  
tent that the proposed action stems from the  
contractor's affiliation with an individual or  
firm indicted or convicted, or the subject of  
a civil judgment, fact-finding is permitted if  
a genuine dispute of fact is raised as to the  
question of affiliation as defined in FAR  
9.403.

#### **H-103 Presentation of matters in op- position.**

(a) In accordance with FAR 9.406-3(c) and  
9.407-3(c), matters in opposition may be pre-  
sented in person, in writing, or through a  
representative. Matters in opposition may be  
presented through any combination of the  
foregoing methods, but if a contractor de-  
sires to present matters in person or through  
a representative, any written material  
should be delivered at least 5 working days  
in advance of the presentation. Usually, all  
matters in opposition are presented in a sin-  
gle proceeding. A contractor who becomes  
aware of a pending indictment or allegations  
of wrongdoing that the contractor believes  
may lead to suspension or debarment action  
may contact the debarring and suspending  
official or designee to provide information as  
to the contractor's present responsibility.

(b) An in-person presentation is an infor-  
mal meeting, nonadversarial in nature. The  
debarring and suspending official and/or  
other agency representatives may ask ques-  
tions of the contractor or its representative  
making the presentation. The contractor  
may select the individuals who will attend  
the meeting on the contractor's behalf; indi-  
vidual respondents or principals of a business  
firm respondent may attend and speak for  
themselves.

(c) In accordance with FAR 9.406-3(c) and  
9.407-3(c), the contractor may submit mat-  
ters in opposition within 30 days from re-  
ceipt of the notice of suspension or proposed  
debarment.

(d) The opportunity to present matters in  
opposition to debarment includes the oppor-  
tunity to present matters concerning the du-  
ration of the debarment.

#### **H-104 Fact-finding.**

(a) The debarring and suspending official  
will determine whether the contractor's  
presentation has raised a genuine dispute of  
material fact(s). If the debarring and sus-  
pending official has decided against debar-  
ment or continued suspension, or the provi-  
sions of FAR 9.4 preclude fact-finding, no  
fact-finding will be conducted. If the debar-  
ring and suspending official has determined  
a genuine dispute of material fact(s) exists, a  
designated fact-finder will conduct the fact-  
finding proceeding. The proceeding before  
the fact-finder will be limited to a finding of  
the facts in dispute as determined by the de-  
barring and suspending official.

(b) The designated fact-finder will estab-  
lish the date for a fact-finding proceeding,  
normally to be held within 45 working days  
of the contractor's presentation of matters  
in opposition. An official record will be made  
of the fact-finding proceeding.

(c) The Government's representative and  
the contractor will have an opportunity to